



AUSTIN CITY COUNCIL
MINUTES

REGULAR MEETING
THURSDAY, MAY 4, 2006

Invocation: Deacon John De La Garza, University Catholic Center

The following represents the actions taken by the Austin City Council in the order they occurred during the meeting. While the minutes are not in sequential order, all agenda items were discussed. The City Council of Austin, Texas, convened in a regular meeting on Thursday, May 4, 2006 in the Council Chambers of City Hall, 301 W. 2nd Street, Austin, Texas.

Mayor Wynn called the Council Meeting to order at 10:11 a.m.

CONSENT AGENDA

The following items were acted on by one motion. No separate discussion or action occurred on any of the items. The consent items were approved on Council Member Alvarez' motion, Council Member Leffingwell's second on a 7-0 vote.

1. Approval of the minutes from the meeting of April 27, 2006.
The minutes from the meeting of April 27, 2006, were approved.
2. Authorize expenditures under the Holly Neighborhood Grants Assistance Program in an amount not to exceed \$35,000. Funding is available in the 2005-2006 Operating Budget of the Electric Utility Department. Recommended by the Electric Utility Commission.
The motion authorizing the expenditures was approved.
3. Authorize the City Manager to negotiate and execute amendments to agreements with Travis County Water Control and Improvement District No. 17 (WCID No. 17) for the provision of wholesale wastewater service to the Comanche Canyon Planned Unit Development, and with WCID No. 17, Taylor Woodrow Communities/Steiner Ranch Ltd., and Steiner Utility Company, Inc., for the provision of wholesale wastewater service to the Steiner Ranch area. WCID No. 17 will be responsible for the necessary infrastructure improvements. No City funding is required for this agreement. Recommended by Water and Wastewater Commission.
This item was postponed indefinitely and withdrawn from the agenda.
4. Approve an Interlocal Agreement regarding the release of approximately 425 acres of Austin extraterritorial jurisdiction to the jurisdiction of the City of Lakeway. The area is located north of SH 71, approximately two miles west of FM620. (No fiscal impact.)
This item was postponed to May 25, 2006.
5. Authorize ratification of contracts with apartment complex owners and other housing providers, utility service providers and the furniture and supplies provider to provide interim housing assistance for evacuees of disaster declared Gulf States related to Hurricane Katrina and Hurricane Rita in a total

amount through May 31, 2006 not to exceed approximately \$5,568,571 and authorize continuation of the housing assistance, utility service and furniture and supplies contracts on a month-to-month basis until the Federal Emergency Management Agency terminates the program, contingent upon the availability of grant funding. Funding in the amount of \$5,568,571 is available in a grant from the Texas Department of Public Safety, Division of Emergency Management for interim housing under Presidential disaster declarations related to Hurricane Katrina.

The motion authorizing the ratification of contracts was approved.

6. Approve a resolution authorizing application for and acceptance of \$100,000 in grant funding from the State of Texas, Office of the Governor, Criminal Justice Division, Title V program to continue the Juvenile Accountability and Community Service (JACS) program at the Austin Police Department. Funding is available for the grant period September 1, 2006 to August 31, 2007. A cash match of \$81,305 is required and will be included in the Fiscal Year 2006-2007 Operating Budget of the Police Department. Total funding for the Title V project is \$181,305.
Resolution No. 20060504-006 was approved.
7. Approve the negotiation and execution of a three-month lease extension for 27,520 square feet of warehouse space for the evidence storage function of the Austin Police Department, located at 4101 South Industrial Drive, Suite 260, from PROLOGIS, INC., Austin, TX, in an amount not to exceed \$33,750. Funding in the amount of \$33,750 is available in the Fiscal Year 2005-2006 Operating Budget of the Austin Police Department. Funding for the extended contract term is contingent upon available funding in future budgets.
The motion authorizing the negotiation and execution of a lease extension was approved.
8. Approve the negotiation and execution of a seven month and 20 day lease renewal for 9,065 square feet of office space for the recruiting program of the Austin Police Department, located at 2785 East 7th Street, from CPRE-1 END GOVALLE, L.P., Austin, TX, in an amount not to exceed \$90,441.01. Funding in the amount of \$90,441.01 is available in the Fiscal Year 2005-2006 Operating Budget of the Austin Police Department. Funding for the remaining contract term is contingent upon available funding in future budgets.
The motion authorizing the negotiation and execution of a lease renewal was approved.
9. Approve the negotiation and execution of a 60-month lease renewal and expansion for 964 square feet of office space and boat slips for the Park Police program of the Public Safety and Emergency Management Department, located at 2215 Westlake Drive, from LAKE AUSTIN MARINA I L.P., Austin, TX, in an amount not to exceed \$137,990. Funding in the amount of \$137,990 is available in the Fiscal Year 2005-2006 Operating Budget of the Public Safety and Emergency Management Department. Funding for the contract term is contingent upon available funding in future budgets.
The motion authorizing the negotiation and execution of a lease renewal and expansion was approved.
10. Authorize negotiation and execution of a 12-month lease renewal of 2.52 acres of land and 3,000 square feet of office and warehouse improvements located at 5109 E. Ben White, from 5005 B.W. LP, for the Watershed Protection and Development Review Department, Pond Maintenance Program, in an amount not to exceed \$42,000. Funding in the amount of \$42,000 is available in the Fiscal Year 2005-2006 Operating Budget of the Watershed Protection and Development Review Department. Funding for the extended contract term is contingent upon available funding in future budgets.
The motion authorizing the negotiation and execution of a lease renewal was approved.
11. Authorize negotiation and execution of a professional services agreement with PARSONS BRINCKERHOFF QUADE AND DOUGLAS, INC., Austin, TX, for providing professional planning

services for Transit-Oriented District Station Area Planning, in an amount not to exceed \$450,000. Funding is available in the Fiscal Year 2005-2006 Capital Budget of the Neighborhood Planning and Zoning Department. Best qualification statement of eight received. 20% MBE and 15% WBE subcontractor participation.

This item was postponed to May 25, 2006.

12. Authorize execution of a contract with POWER SUPPLY, INC., Austin, TX, for the purchase of shunt capacitor banks in an amount not to exceed \$467,360. Funding is available in the Fiscal Year 2005-2006 Approved Capital Budget of Austin Energy. Lowest bid of three bids received. This contract will be awarded in accordance with Chapter 2-9 of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
The motion authorizing the execution of a contract was approved.
13. Authorize execution of a contract with HOUSTON-GALVESTON AREA COUNCIL OF GOVERNMENTS (H-GAC) with METRO FIRE APPARATUS SPECIALIST, Houston, TX, for the purchase of hydraulic rescue tools for the Austin Fire Department in an amount not to exceed \$152,733.34. Funding is available in the Fiscal Year 2005-2006 Approved Operating Budget of the Austin Fire Department. Cooperative Purchase.
The motion authorizing the execution of a contract was approved.
14. Authorize execution of a contract with MEYER INSTRUMENTS, INC., Houston, TX, for the purchase of a comparison bridge microscope in an amount not to exceed \$79,012. Funding is available in the Fiscal Year 2005-2006 Approved Special Revenue Budget in the Police Federal Asset Forfeiture Fund of the Austin Police Department. Lowest bid of two bids received. This contract will be awarded in compliance with Chapter 2-9 of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
The motion authorizing the execution of a contract was approved.
15. Authorize execution of a 12-month supply/service agreement with CHLOR-SERV INC. (WBE/FR – 100%) Austin, TX, for sodium hypochlorite and muriatic acid in amount not to exceed \$54,975, with two 12-month extension options in an amount not to exceed \$54,975 per extension option, for a total agreement amount not to exceed \$164,925. Funding in the amount of \$22,906 is available in the Fiscal Year 2005-2006 Approved Operating Budget of the Parks and Recreation Department Fund. Funding for the remaining seven months of the original period and extension options is contingent upon available funding in future budgets. Lowest bids of three bids received. This contract will be awarded in compliance with Chapter 2-9 of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified, therefore, no goals were established for this solicitation.
The motion authorizing the execution of a supply/service agreement was approved.
16. Authorize negotiation and execution of a contract with ACTIVE NETWORK, INC., Sacramento, CA, to purchase a Point-of-Sale (POS) system in an amount not to exceed \$74,037, with four 12-month extension options for maintenance support in an amount not to exceed \$7,625 per extension option, for a total contract amount not to exceed \$104,537. Funding in the amount of \$46,037 is included in the Fiscal Year 2005-2006 Capital Budget of the Health Department's Office of Vital Records. Funding in the amount of \$28,000 is available in the Fiscal Year 2005-2006 Operating Capital Software Fund of the Communication and Technology Management (CTM) Division of the Financial and Administrative Services Department. Funding for the extension options is contingent upon available funding in future budgets. Best evaluated proposal of three proposals received. This contract was awarded in compliance

with Chapter 2 - 9 of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore no goals were established for this solicitation.

The motion authorizing the negotiation and execution of a contract was approved.

- 17. Authorize execution of a 31-month contract through the Texas Multiple Award Schedule (TXMAS) with GRAINGER, INC., Austin, TX to purchase industrial supplies and equipment in an amount not to exceed \$1,074,235, with two 12-month extension options in an amount not to exceed \$415,833 per extension option, for a total agreement amount not to exceed \$1,905,901. Funding in the amount of \$173,263 is included in the Fiscal Year 2005-2006 Approved Operating Budget of various City departments. Fleet Maintenance Fund of the Finance and Administrative Services Department (\$57,292); Austin Water Utility (\$46,180); Parks and Recreation Department (\$33,333); Austin Energy (\$25,000) and Building Services of the Finance and Administrative Services Department (\$11,458). Funding for the remaining 26 months of the original contract period and the extension options is contingent upon available funding in future budgets. Cooperative Purchase.

The motion authorizing the execution of a contract was approved.

- 18. Approve appointments to citizen board and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members.

<u>Board/ Appointee</u>	<u>Consensus/ Council Nominee</u>	<u>Appointment/ Reappointment</u>
<u>Airport Advisory Commission</u>		
Art Barraza	Consensus	Appointment
<u>Board of Adjustment</u>		
Dorothy Richter (alternate)	Consensus	Reappointment
Hans Herman Thun (alternate)	Consensus	Reappointment
Laurie Virktis (alternate)	Consensus	Reappointment
<u>Planning Commission</u>		
Perla Cavazos	Council Member Alvarez'	Appointment

- 19. Approve a resolution directing the City Manager to close Holly Units 3 and 4 by September 30, 2007 and continue the Holly Good Neighbor Program through Fiscal Year 2011-2012. (Council Member Raul Alvarez, Mayor Will Wynn and Mayor Pro Tem Danny Thomas)

Resolution No. 20060504-019 was approved.

- 20. Approve a resolution authorizing the City Manager to appoint a Task Force consisting of representatives from various City Departments as needed to study the issue of information management and make recommendations to develop policies, allocate resources and investigate technological solutions to ensure appropriate management of electronic documents and increased citizen access to public information. (Council Member Lee Leffingwell, Mayor Will Wynn and Council Member Betty Dunkerley)

Resolution No. 20060504-020 was approved.

- 21. Approve a resolution to reduce the rental fee for usage of Block 21 by Austin Green Art from \$300 to \$100 per day until May 15, 2006. (Council Member Raul Alvarez, Council Member Betty Dunkerley and Council Member Brewster McCracken)

Resolution No. 20060504-021 was approved.

- 22. Set a public hearing to receive citizen comments on the City’s (1) Annual Action plan for Fiscal Year 2006-2007, related to allocation of the U.S. Department of Housing and Urban Development grant funds, and (2) Community Development Fiscal Year 2006-2007 Program required by Texas Local Government Code Chapter 373, including proposed funding allocations. (Suggested date and time: May 25, 2006 at 6:00 p.m., City Hall Council Chambers, 301 West Second Street.) Public hearing on needs assessment March 29, 2006.
The public hearing was set for May 25, 2006 at 6:00 p.m., City Hall Council Chambers, 301 West Second Street.

- 23. Set a public hearing on the proposed November 2006 Bond Election. (Suggested date and time: May 18, 2006 at 6:00 p.m., Austin City Hall Council Chambers, 301 West Second Street)
The public hearing was set for May 18, 2006 at 6:00 p.m., Austin City Hall Council Chambers, 301 West Second Street.

- 24. Set a public hearing to consider floodplain variance requests by Mr. Enrique Parada in order to obtain a building permit to create a duplex structure from his single-family residence and an adjacent, recently placed structure at 1610 Houston Street in the 100-year floodplain of the Hancock Branch of Shoal Creek and to waive the requirement to dedicate a drainage easement to the full limit of the 100-year floodplain by deleting the footprint of the structures from the easement-dedication requirement. (Suggested date and time: May 18, 2006 at 6:00 p.m., City Hall Council Chambers, 301 West 2nd Street.) Board of Adjustment, 11/14/2005, C15-05-136; Applicant's request for a variance to decrease the minimum rear yard setback from 10 feet to 6.4 feet was granted 5-0.
The public hearing was set for May 18, 2006 at 6:00 p.m., City Hall Council Chambers, 301 West 2nd Street.

- 25. Set a public hearing to consider an ordinance amending City Code Chapter 25-2 and 25-11, relating to Historic Districts and structures. (Suggested date and time: May 25, 2006 at 6:00 p.m.; Austin City Hall Council Chambers, 301 West Second Street.) To be reviewed by the Planning Commission on May 9, 2006.
The public hearing was set for May 25, 2006, at 6:00 p.m., Austin City Hall Council Chambers, 301 West Second Street.

- 26. Set a public hearing to consider an amendment to Title 25 of the City Code to establish use and site development regulations applicable to single family residential uses, duplexes, and other residential uses within certain zoning districts (C20-06-0008). (Suggested date and time: May 25, 2006 at 6:00 p.m., Austin City Hall Council Chambers, 301 West 2nd Street.)
The public hearing was set for May 25, 2006 at 6:00 p.m., Austin City Hall Council Chambers, 301 West 2nd Street.

Items 27 through 30 were Executive Session items.

Items 31 through 32 were briefings set for 2:00 p.m.

Items 33 through 38 were zoning items set for 4:00 p.m.

Items 39 through 40 were public hearings set for 6:00 p.m.

OLD LANGUAGE

- 41. Approve an ordinance waiving various fees including building permit fees, development review fees, Austin Water Utility fees for Phase I of the Center for Child Protection located at 8509 FM 969. (Council

Member Betty Dunkerley, Council Member Brewster McCracken, and Council Member Lee Leffingwell).

Ordinance No. 20060504-041 was approved.

NEW LANGUAGE

41. Approve the waiver of various fees including building permit fees, development review fees, Austin Water Utility fees for Phase I of the Center for Child Protection located at 8509 FM 969. (Council Member Betty Dunkerley, Council Member Brewster McCracken, and Council Member Lee Leffingwell).

The motion authorizing the waiver of various fees was approved.

42. Approve an ordinance amending Part 7 of Ordinance No. 20060309-058 to extend the interim development regulations applicable to single-family, single-family attached, two-family, secondary apartment, and duplex structures to June 23, 2006. (Council Member Brewster McCracken, Council Member Betty Dunkerley and Council Member Lee Leffingwell).

Ordinance No. 20060504-042 was approved.

Mayor Wynn recessed the Council Meeting to go into Executive Session at 10:49 a.m.

EXECUTIVE SESSION

The City Council went into Executive Session, pursuant to Chapter 551 of the Texas Government Code, to receive advice from Legal Counsel, to discuss matters of land acquisition, litigation, and personnel matters as specifically listed on this agenda and to receive advice from Legal Counsel regarding any other item on this agenda.

Private Consultation with Attorney – Section 551.071

Item 27 was discussed later in Executive Session.

28. Discuss legal issues regarding Chapter 2-9 of the City Code related to the City of Austin Minority and Women-Owned Business Enterprise Program. (Private Consultation with Attorney, 551.071)

29. Discuss legal issues related to City Code Sections 4-1-1 through 4-1-4 regarding adult arcades and City Code Section 25-2-801 regarding adult-oriented businesses. (Private Consultation with Attorney - Section 551.071)

30. Discuss legal issues related to design and construction of the Austin-Bergstrom International Airport garage. (Private Consultation with Attorney - Section 551.071)

This item was withdrawn.

Executive Session ended and Mayor Wynn called the Council Meeting back to order at 12:10 p.m.

CITIZEN COMMUNICATIONS: GENERAL

Amy Hardison - Chicken Coop that is on the property at 7106 Fred Morse, Austin, Texas 78723. This Chick Coop houses 15 chickens and 4 roosters, and creates a nuisance in the neighborhood with the constant noise and waste produced by the animals. **She was not present when her name was called.**

MichaelBenedikt - "Proposal: Austin Tree of the Year Award"

Jimmy Castro - Cinco de Mayo

Pat Johnson - Current Issues

Susana Almanza - Save Guerrero Park! No Industrial Green Water Treatment Plant at Guerrero Park!!
PODER wants natural green not your green \$\$\$\$\$

Harold Daniel - Driving Sprawl

Pam Thompson - Driving Sprawl

Roger Baker – Sprawl

Shudde Fath - Barton Springs

Stefan Wray - Driving Sprawl

Mayor Wynn recessed the Council Meeting to go into Executive Session at 12:50 p.m.

EXECUTIVE SESSION CONTINUED

- 27. Discuss acquisition of land near US 183 and Cameron Road for public purposes. (Real Property - 551.072)

Executive Session ended and Mayor Wynn called the Council Meeting back to order at 2:12 p.m.

BRIEFINGS

- 31. Staff briefing on Community Land Trusts.
The presentation was made by Paul Hilgers, Director of Housing and Community Development and Kelly Weiss, Director of Austin Housing Finance Corporation.
- 32. Briefing on 2006 Bond Election: Affordable Housing and Land Acquisition.
The presentation was made by Greg Canally, Budget Officer; Paul Hilgers, Director of Housing and Community Development; Warren Struss, Director of Parks and Recreation Department; and John Stephens, Director of Financial Services Department.

Mayor Wynn recessed the Council Meeting at 3:52 p.m.

Mayor Wynn called the Council Meeting back to order at 4:07 p.m.

ZONING CONSENT ITEMS

The following zoning items were acted on by one motion. No separate discussion or action occurred on any of the items. The consent items were approved on Council Member McCracken’s motion, Council Member Dunkerley’s second on a 7-0 vote.

- 33. C14-05-0190 - West 15th Street - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 515 West 15th Street (Shoal Creek Watershed) from general office (GO) district zoning to central business district-conditional overlay

(CBD-CO) combining district zoning. First reading approved on April 6, 2006. Vote: 7-0. Applicant: Cabot-Chase, Ltd. (Jimmy Nassour). Agent: Ron Thrower. City Staff: Jorge E. Rousselin, 974-2975.

The second reading of the ordinance for central business district-conditional overlay (CBD-CO) combining district zoning to modify vertical mixed use requirement to require one commercial use on first floor unless property is developed with other properties was approved.

34. C814-05-0213 - Loop 1 at U.S. Highway 290 West PUD - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 5009 U.S. Highway 290 West (Tract 1) and 4929 Davis Lane & 5000 W. Slaughter Lane from community commercial (GR) district zoning and rural residence (RR) district zoning for Tract 1; community commercial-conditional overlay (GR-CO) combining district zoning for Tract 2, to planned unit development (PUD) district zoning for Tracts 1 and 2. These properties, located within the Barton Springs Zone, have been proposed for a zoning change; the change will result in an amendment to the application of Chapter 25-8, Article 12, (Save our Springs Initiative) to the properties. First reading approved on February 16, 2006. Vote: 7-0. Applicant: Wilmington Trust #2133 c/o Wal-Mart Stores, Inc.; S.R. Ridge Limited Partnership. Agent: Armbrust & Brown (Richard Suttle, Jr.). City Staff: Jerry Rusthoven, 974-3207.

Ordinance No. 20060504-034 for planned unit development (PUD) district zoning for Tracts 1 and 2 was approved.

ZONING CONSENT ITEMS

The following zoning items were acted on by one motion. No separate discussion or action occurred on any of the items. The public hearings were closed and consent items were approved on Council Member Leffingwell's motion, Mayor Pro Tem Thomas' second on a 7-0 vote.

35. C14-06-0008 - Crestview Station - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 918-920 Banyon Street (Waller Creek Watershed) from general commercial services-neighborhood plan (CS-NP) combining district zoning to general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning. Planning Commission Recommendation: To grant general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning. Applicant: Crestview Station DS Land, L.P. (James H. Matoushak). Agent: Drenne+Golden, Stuart, Wolff, L.L.P. (Michele Haussmann). City Staff: Jorge E. Rousselin, 974-2975.

Ordinance No. 20060504-035 for general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning was approved.

36. C14-06-0020 - Gallery Shoal Creek - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1500 West 34th Street (Shoal Creek Watershed) from limited office (LO) district zoning to general office-conditional overlay (GO-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant general office-conditional overlay (GO-CO) combining district zoning. Applicant: Judith Taylor. Agent: Jim Bennett Consulting (Jim Bennett). City Staff: Jorge E. Rousselin, 974-2975.

Ordinance No. 20060504-036 for general office-conditional overlay (GO-CO) combining district zoning was approved.

37. C14-06-0023 - Marks-4 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2301 Riverside Drive (Town Lake Watershed) from family residence (SF-3) district zoning to neighborhood commercial (LR) district zoning. Planning Commission Recommendation: To be reviewed on May 23, 2006. Applicant: Eddie Dean. Agent: Jim Bennett Consulting (Jim Bennett). City Staff: Robert Heil, 974-2330.

This item was postponed to June 8, 2006 at staff's request.

- 38. C14-06-0028 - 1700 Smith Road - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1700 Smith Road (Boggy Creek Watershed) from industrial park-neighborhood plan (IP-NP) combining district zoning to limited industrial services-conditional overlay-neighborhood plan (LI-CO-NP) combining district zoning. Planning Commission Recommendation: To grant limited industrial services-conditional overlay-neighborhood plan (LI-CO-NP) combining district zoning. Applicant: GPMP Land Company, L.L.C. (George Pyson). Agent: Thrower Designs (Ron Thrower). City Staff: Robert Heil, 974-2330. **The first reading of the ordinance for limited industrial services-conditional overlay-neighborhood plan (LI-CO-NP) combining district zoning was approved.**

Mayor Wynn recessed the Council Meeting at 4:15 p.m.

Live Music

Haydn Vitera

PROCLAMATIONS

Proclamation -- Children's Mental Health Week -- to be presented by Mayor Will Wynn and to be accepted by Mary Margaret Sauls and Princess Katana.

Certificate of Congratulations -- Dust Devils for Texas Music Awards -- to be presented by Mayor Will Wynn and to be accepted by Barbara Maltezeand Kevin Higgins

Certificates of Congratulations -- Latinitas Magazine Dia de Las Madres Art and Writing Contest Winners -- to be presented by Mayor Will Wynn and to be accepted by the honorees.

Proclamation -- Cover the Uninsured Month -- to be presented by Mayor Will Wynn and to be accepted by Gerald Hill

Certificate of Congratulations -- DAR Conservation Award Winner -- to be presented by Council Member Lee Leffingwell and to be accepted by Bob Ayres

Proclamation -- Asian Pacific-American Heritage Month -- to be presented by Council Member Jennifer Kim and to be accepted by Vince Cobalis and Sarah Chen

Mayor Wynn called the Council Meeting back to order at 6:16 p.m.

PUBLIC HEARINGS AND POSSIBLE ACTIONS

- 39. Conduct a public hearing to consider an ordinance amending the City Code to reflect departmental responsibilities that resulted from the formation of the One-Stop Shop. Recommended by Codes and Ordinances on February 21, 2006. Recommended by the Planning Commission on April 25, 2006. **The public hearing was closed and the ordinance amendment was approved on Council Member Leffingwell's motion, Council Member Dunkerley's second on a 7-0 vote.**
- 40. Conduct a public hearing to consider variance requests by Russell Jones to allow construction of a single-family residence at 806 East 30th Street in the 25-year and 100-year floodplains of Waller Creek and to

waive the requirement to dedicate a drainage easement to the full limit of the 100-year floodplain for the footprint of the residence.

The public hearing was closed and the motion to grant the variance request was approved on Council Member Leffingwell's motion, Council Member McCracken's second on a 6-0 vote. Mayor Wynn was off the dais.

Mayor Pro Tem Thomas adjourned the meeting at 6:48 p.m. without objection.

The minutes for the Regular Meeting of May 4, 2006 were approved on this the 18th day of May, 2006 on Council Member Alvarez' motion, Mayor Pro Tem Thomas' second on a 7-0 vote.

The minutes for the regular meeting of May 4, 2006 were amended and approved on June 22, 2006 on Council Member Kim's motion, Council Member Leffingwell's second on a 7-0 vote. See Item 41